

United States District Court  
District of New Hampshire

U.S. DISTRICT COURT  
DISTRICT OF NH  
FILED

2015 JAN -6 A 11:06

Christopher R. Beaulieu  
Plaintiff

v.

Civil Action No. 1:15-cv-4  
(To be provided by Clerk's Office)

Andrew S. Winters ET AL  
Defendant(s)

**TO BE COMPLETED BY PLAINTIFF**  
(Check One Only)  
☐ DEMAND FOR JURY TRIAL  
☒ NO JURY TRIAL DEMAND

***COMPLAINT UNDER THE CIVIL RIGHTS ACT, 42 U.S.C § 1983***

I. Parties

A. Please provide the following information for each plaintiff:

1. Name Beaulieu Christopher R  
(Last) (First) (Initial)

2. Place of Detention NH State Prison # 8 for men

3. Institutional Address NH state prison # 83536 PO Box 2828  
Concord NH 03302

4. Are you incarcerated pursuant to a pretrial detention order or are you a sentenced inmate?

☐ Pretrial Detention Order  
☒ Sentenced Inmate

5. Date pretrial detention order was issued or sentence imposed march 4 2011

B. Please provide the full name, current title and address known for each defendant:

1. Name Winters Andrew S  
(Last) (First) (Initial)
2. Title Attorney at Law
3. Address 101 N. State St. Suite 1  
Concord NH 03301

(If the complaint is being made against more than one defendant, please attach additional sheets listing the above information and allegations as follows.)

## II. Statement of Claim

For each claim, please include the following information on attached sheets:

1. State which of your federal constitutional or federal statutory rights have been violated.
2. State which defendant(s) have violated that particular right for each allegation.
3. State, with specificity, the facts and circumstances that gave rise to the violations or deprivations alleged.
4. State the harm or damage that resulted from the alleged violation or deprivation.

### Allegation 1: Due Process

Supporting Facts: MR. James D. Quay Esq. had started to represent me on Dec. 14, 2010 on a Breach of Bail that was alleged that I contacted my alleged victim Nick Peno on Dec. 5, 2010 by phone.

I then contacted another public defender who was representing one of the State witnesses for the sexual assault charge which was with the same victim N. Peno. The state's witness was Ashley A. Mullen.

That caused a conflict of interest which I know but MR Quay refused to ~~listen~~ listen to me. (Atty Quay withdrew on 5/5/2011)

I was then appointed atty winters by the Concord District Court. I then brought to MR. Winter how the accuser says in the state's motion to Revoke bail that I called him from three numbers but the warrant says only one number. He refused to file a motion to ~~dismiss~~ dismiss my case.

On Sept. 6, 2011 a hearing was conducted. And on November 21, 2011 Paul A. Halvorsen, nulled the Breach of Bail. But through out my lawyer Andrew Winters, James D. Quay did nothing to protect my ~~rights~~ rights.

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And Ignored the fact that this allegation caused me to be false imprisoned. I have attempted to Press Charges on attorney Quay but am not getting anywhere

## Allegation 1 Cont: Due pro cess

I was accused of contacting my Alleged accuser Nick peno on Sunday December 5 2010.

On December 6, 2010 MR. Peno, Nick went to the merrimack County Attorney's office first to report the Alleged Calls that I was being accused of making to his Cell Phone after Nick Peno and Amanda Casiano made a Report to the merrimack County Attorney's office they went to Concord Police Department and Reported this Alleged Incident

On this date (December 6, 2010) merrimack County Attorney files a motion to Revoke bail Allegen that I contacted MR. Nick peno From (603) 731 2793, (603) 717 8102 and Restricted

On the date of the Arrest warrent (Dec. 7, 10) master police officer Kevin A. Bartington, For Concord police. state he only seen the number (603) 731-2793 on MR. Nick Peno's Caller ID on 12/6/10

On 12/10/10 the States motion to Revoke Bail (filed 12/6/10) and the motion that Stated that I Called From 3 Number's was part of the evidence along with Nick Peno, Amanda Casiano, and My Testimony (to which I would've not taken the stand had I have

known there was evidence that which would've had the State's motion dropped and impeached my Accuser) Had I known that I would've not been false imprisoned these records (Police Reports warrants) were not given until after the hearing on 12/10/10 and I had asked Attorney James D Quay From Jan 2011 up my Plea hearing on 3/4/11 to file motions to dismiss Reconsider and Report illegal conduct all he wanted to talk about is pleading out and telling me "that's Bullshit you don't know what your talking about"

J.D. Quay withdrew do to conflict on 5/11 and Andrew Winter's was appointed I seen him only a couple of times the only thing I kept seeing was Motion(s) to continue until 11/2/11 When the case was nolle and there is enough evidence to prove beyond a reasonable doubt that My life is Not Guilty of the Breach of Bail.

Allegation 2: Eighth (8th) amendment.

Supporting Facts: I was treated with cruel and unusual punishment

I was held to answer a Criminal charge that i didnt do That if  
is Proven that My lawyers Didnt care what i felt in my Breach  
of Bail Charge.

Both Andrew S. Winters and James D. Quay have violated  
many Constitutional Rights that I had as a Criminal  
Defendent. (A. Winters has done it starting in 2009) (J. Quay has  
and keeps doing it to this day. Because of these lawyers  
and their misconduct I was False Im Prisoned and feel

Allegation 3: NH RSA 311:6 oath / 604-1

Supporting Facts: Both Attorney's have Breached a contract That was  
Put in Place for

Both Attorney's have Violated their oath by Not supporting the  
Constitution of the State of NH and the us and did not do  
so and hereby in this action violated their oath Present to the laws  
of the State of New Hampshire

(If more space is needed to explain any allegation or to list additional facts, attach additional pages)

### III. Relief

You must request specific relief in your Complaint. State briefly exactly what you want the court to do for you (attach additional pages if necessary):

① Punitive damages 400,000

② Disbarment of Attorney Winters and Quay

③ That All Cost for this Be Reimbursed

④ That these attorney Pay the state Back For the money for there service(s)

Date: 01/02/2015

⑤ That this Court Grant all and any Deemed Justicable to Plaintiff

Christopher Robert Baulew  
 Signature of Plaintiff

## Allegation 2 cont: 8<sup>th</sup> Amendment

I've been held on bail for a Crime that had false and/or misleading evidence. Attorney James Dunn Quay was first appointed on 12/1/2010 to represent me in the Criminal matter. Then when I found out that a State witness was being given service of a New Hampshire Public Defender a Call to this Lawyer lead to a conflict of interest which Attorney Quay withdrew on 5/5/2011.

I was then appointed Attorney Andrew S. Winters on 5/27/2011. I hardly seen him the only thing I seen was motions to continue. This Case was later dismissed.

If these two Attorneys Cared I Shouldn't and Could've not been in prison/jail if they used all of their Skills I would've been not put through so much hell.

Attorney James Quay has a long history of lying aiding to Criminal acts, violating the Laws and then Now I was held on a Bail, Had my bail Revoked all against my Right and many laws to which was later dropped by the City of Concord Prosecutors office. Which is part of the City of Concord Government. I Can't even get

Justice against this wrongdoing



**Notary Public/Justice of the Peace**

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING INFORMATION IS TRUE AND CORRECT.

AND CORRECT.

01 | 02 / 2015

DATE

*Christopher Robert Broun*

SIGNATURE

## JURY TRIAL DEMAND

**I demand a jury trial for all claims for which a jury trial is allowed.**

YES ( ) NO (X)  
(check one only)

Date: 01/02/2015 Mr. Stephen R. Beaulieu  
Signature of Plaintiff



James Dunn Quay - Staff Attorney - NH Public Defender  
10 Ferry Street, Suite 202, Concord NH 03301

Paul A. Halvorsen - City of Concord Prosecutor  
32 Clinton St, Concord NH 03302

Kevin A. Partington - master police officer for Concord Police Dept.  
35 Green St, Concord NH 03302

Jim Bouley - mayor  
41 Green St, Concord, NH. 03302

John Duval - Chief of Police  
35 Green St, Concord NH 03302

Timothy O'malley - Lt - Concord Police Department  
35 Green St, Concord NH 03302

Dear Clerk of Court,

01/02/2015

I need 40 Summons in a Civil action  
Sent to

Christopher R. Beaulieu  
NH State Prison #83536  
PO Box 14  
Concord NH 03302-0014

Respectfully  
Christopher R Beaulieu

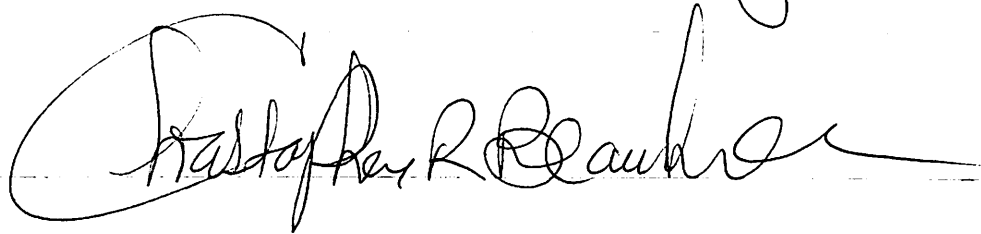
P.S. I need two packets for

"Motion/Affidavit to proceed in forma pauperis  
without prepayment of fees"

It seems to me that prison officials can  
not stop tampering with our mail. I am being  
screwed out of deadlines because of the  
prison officials that is why the inmate accounts  
part of the packet is not here.

Please start the filing and get the forms  
to me and I'll try to do it again. I've lost  
4 already in the mail.

Please send me a copy of this letter

A handwritten signature in black ink, appearing to read "Christopher R. Clark". The signature is fluid and cursive, with a large loop at the beginning and a long horizontal stroke at the end.

Please also let me know ~~what~~ if you  
got this all